

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

INTERNATIONAL BOTTLED WATER ASSOCIATION,
NESTLE WATERS NORTH AMERICA, INC., and
POLAR CORP., d/b/a POLAR BEVERAGES,

Plaintiff,

AMERICAN BEVERAGE ASSOCIATION,

Intervenor-Plaintiff,

-against-

DAVID A. PATERSON, in his official capacity as
Governor of the State of New York, et al.,

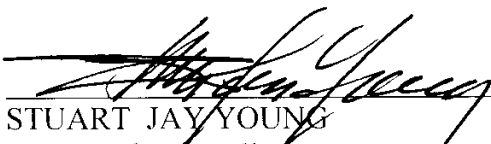
Defendant.

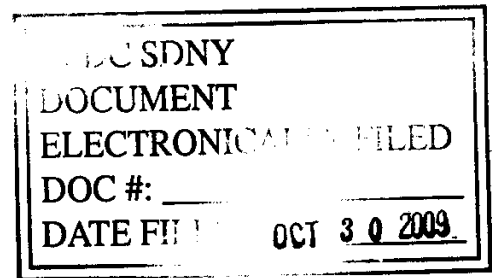
NOTICE OF APPEAL

Notice is hereby given that DRC GROUP, INC. hereby appeals to the United States Court of Appeals for the Second Circuit from the October 15th, 2009 Order of the District Court below (hereto appended as **Exhibit A**, made part hereof) to the extent that said order operates to deny Intervenor-Defendant status sought in the captioned action so as to afford appellant standing to perfect this and a previous appeal taken from this Order

A copy of that Order that DRC GROUP, INC. appeals from is annexed to this Notice as **Exhibit A**.

DATED: Kew Gardens, New York
October 30th, 2009


STUART JAY YOUNG
Attorney for Appellant
123-60 83rd Avenue Suite 10T
Kew Gardens, New York 11415
Tel.: 718 793 2550
Fax: 718 793 2450
E-mail sjy0924@Verizon.net



FILED
U.S. DISTRICT COURT
2009 OCT 30 PM 3:41
S.D. OF N.Y.

OCT 30 2009

1367702-5588
W. 8/5/5-704931